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*VICKI REISTER*  
City of Wenatchee  
P.O. Box 519  
Wenatchee, WA 98807

Evelyn L. Arnold, Auditor, Chelan County, WA.  
AFN # 2297916 Recorded 10:09 AM 02/24/2009  
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CITY OF WENATCHEE

## ORDINANCE NO. 2008-21

**AN ORDINANCE**, vacating a street and/or alley located in the City of Wenatchee and reserving to the City of Wenatchee a perpetual easement for utility purposes and the right to grant easements for public utilities and services.

**WHEREAS**, a petition was duly filed with the City Council of the City of Wenatchee in the office of the City Clerk on the 16<sup>th</sup> day of July, 2008, praying for the vacation of the following described tract and/or alley situated in the City of Wenatchee, Chelan County, Washington, to-wit:

See Exhibit "A" attached hereto and incorporated herein by reference as if fully set forth.

**WHEREAS**, by Resolution duly passed by the City Council of the City of Wenatchee, the 23<sup>rd</sup> day of October, 2008, at the hour of 5:15 o'clock p.m. of said day in the City Council Chambers of the City Hall in the City of Wenatchee, Chelan County, Washington, was the time and place set for hearing of said petition, and

**WHEREAS**, said petition was filed by the owners of more than two-thirds of the property abutting upon the street and/or alley sought to be vacated, and

**WHEREAS**, due notice of said hearing has been given as required by law, and

**WHEREAS**, after due hearing and consideration of said petition, it was the determination of the City Council of the City of Wenatchee to grant said petition praying for the vacation of said street and/or alley as hereinabove set forth, subject to the condition that the

City reserve in said street and/or alley area a perpetual easement of right-of-way for the location of any and all public utilities, truck traffic, and the right to grant easements for the construction, repair, and maintenance of public utilities and services.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WENATCHEE DO ORDAIN** as follows:

#### **SECTION I**

That the following described street and/or alley situate in the City of Wenatchee, Chelan County, Washington, be and the same is hereby vacated:

See Exhibit "A" attached hereto and incorporated herein by reference as if fully set forth.

#### **SECTION II**

The City of Wenatchee reserves unto itself, its successors and assigns, a perpetual easement of right-of-way for the location and maintenance of all public utilities, truck traffic, and the right to grant easements for the construction, repair, and maintenance of public utilities and services, including, but not limited to, water, sewer, electrical power, television cable, fiber optic cable, and gas lines.

**PASSED BY THE CITY COUNCIL OF THE CITY OF WENATCHEE**, at a regular meeting thereof, this \_\_\_\_\_ day of October, 2008.

CITY OF WENATCHEE, a Municipal  
Corporation

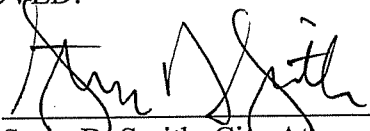
By: \_\_\_\_\_

DENNIS JOHNSON, Mayor

ATTEST:

By:   
VICKI REISTER, City Clerk

APPROVED:

By:   
Steve D. Smith, City Attorney

